

Application No. 10/597,352
UNI95.001APC

PATENT

**ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY**

To the Commissioner of Patents and Trademarks:

The undersigned is empowered to act on behalf of the assignee indicated below (the "Assignee"). The original assignment of the attached application for Letters Patent for the invention in UNDULATOR from the inventors to the Assignee is being submitted herewith for recordation by the Assignment Branch. A true copy of this Assignment is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee. I have reviewed this Assignment, and to the best of the Assignee's knowledge and belief, the Assignee is the owner of the entire right, title, and interest in the above-referenced application.

I declare that all statements made herein of my own knowledge are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Assignee: RIKEN

By: Ryoji Noiyori
Ryoji NOYORI

Title: President

Address: 2-1, Hirosawa, Wako-shi, Saitama
351-0198 Japan

Dated: August 7, 2006

WHEREAS, I/WE (1) Hideo KITAMURA

a Japanese citizen, residing at c/o RIKEN, 1-1-1, Kouto, Mikazuki-cho, Sayo-gun, Hyogo
679-5148 Japan

(2) Toru HARA

a Japanese citizen, residing at c/o RIKEN, 1-1-1, Kouto, Mikazuki-cho, Sayo-gun, Hyogo
679-5148 Japan

(3) Takashi TANAKA

a Japanese citizen, residing at c/o RIKEN, 1-1-1, Kouto, Mikazuki-cho, Sayo-gun, Hyogo
679-5148 Japan

(4) Tsutomu KOHDA

a Japanese citizen, residing at c/o NEOMAX Co., Ltd. Yamazaki Works, 2-15-17, Egawa,
Shimamoto-cho, Mishima-gun, Osaka 618-0013 Japan

(5) Yutaka MATSUURA

a Japanese citizen, residing at c/o NEOMAX Co., Ltd. Yamazaki Works, 2-15-17, Egawa,
Shimamoto-cho, Mishima-gun, Osaka 618-0013 Japan

hereinafter referred to as Assignor (collectively if more than one inventor is listed above), have invented certain new
and useful improvements in

UNDULATOR

the specification of which:

(a) ☐ was executed on even date herewith;

(b) ☒ was filed on July 21, 2006 as Application No. 10/597,352

or Express Mail No _____, as Application No. not yet known

and was amended on _____ (if applicable); or

(c) ☐ was described and claimed in PCT International Application No. _____ filed on

_____ and as amended under PCT Article 19 on

_____ (if any) and/or under PCT Article 34 on

_____ (if any).

AND WHEREAS, NEOMAX Co., Ltd., a Japanese corporation, and RIKEN, a Japanese corporation, with its principal place of business at 7-19, Kitahama 4-chome, Chuo-ku, Osaka-shi, Osaka 541-0041 Japan and 2-1, Hirosawa, Wako-shi, Saitama 351-0198 Japan, respectively, (hereinafter referred to as Assignee) desires to acquire the entire right, title, and interest in and to the said improvements with respect to the United States of America, its territories and possessions.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby acknowledges that it has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto Assignee, its successors, legal representatives and assigns, the entire right, title, and interest in the United States of America, and its territories and possessions in, to and under said improvements, and any Patent Applications in the United States of America and all divisions, renewals and continuations thereof, and all Patents of the United States of America which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions; and Assignor hereby authorizes and requests the Commissioner of Patents of the United States of America to issue all Patents for said improvements to Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.


AND ASSIGNOR HEREBY covenants and agrees that it will communicate to Assignee, its successors, legal representatives and assigns, any facts known to it respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in the United States of America.

IN TESTIMONY WHEREOF, Assignor intending to be legally bound has hereunto affixed its signature.

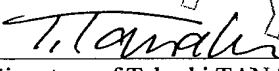
This 7th day of August, 2006


Signature of Hideo KITAMURA

This 7th day of August, 2006


Signature of Toru HARA

This 7th day of August, 2006


Signature of Takashi TANAKA,

This _____ day of _____, 20____

Signature of Tsutomu KOHDA

This _____ day of _____, 20____

Signature of Yutaka MATSUURA

Witnessed by:


Toshihiko TANIGUCHI

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Please use **Customer No. 20,995** for all communications.

Assignee: NEOMAX Co., Ltd.

By: Kaoru Doikawa
Kaoru DOIKAWA

Title: President

Address: 7-19, Kitahama 4-chome, Chuo-ku,
Osaka-shi, Osaka 541-0041 Japan

Dated: August 7, 2006

ASSIGNMENT

WHEREAS, I/WE (1) Hideo KITAMURA,

a Japanese citizen, residing at c/o RIKEN, 1-1-1, Kouto, Mikazuki-cho, Sayo-gun, Hyogo
679-5148 Japan

(2) Toru HARA,

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IN TESTIMONY WHEREOF, Assignor intending to be legally bound has hereunto affixed its signature.

This _____ day of _____, 20__

Signature of Hideo KITAMURA

This _____ day of _____, 20__

Signature of Toru HARA

This _____ day of _____, 20__

Signature of Takashi TANAKA

This 7th day of August, 2006

Signature of Tsutomu KOHDA

This 7th day of August, 2006

Signature of Yutaka MATSUURA

Witnessed by:

Toshihiko Taniguchi
Toshihiko TANIGUCHI